

## UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

Everett McKinley Dirksen United States Courthouse  
Room 2722 - 219 S. Dearborn Street  
Chicago, Illinois 60604



Office of the Clerk  
Phone: (312) 435-5850  
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## ORDER

October 31, 2016

*By the Court:*

No. 16-2297	COMMITTEE TO PRESERVE THE RELIGIOUS RIGHT TO ORGANIZE, Petitioner v. NATIONAL LABOR RELATIONS BOARD, Respondent and HOBBY LOBBY STORES, INC., Intervening Respondent
Nos. 16-3162, 16-3271	HOBBY LOBBY STORES, INC., Petitioner/Cross -Respondent v. NATIONAL LABOR RELATIONS BOARD, Respondent/Cross - Petitioner and COMMITTEE TO PRESERVE THE RELIGIOUS RIGHT TO ORGANIZE, Intervening Respondent/Cross - Petitioner
<b>Originating Case Information:</b>	
Agency Case No: 20-CA-139745 National Labor Relations Board	

The following are before the court:

1. **BRIEFING PROPOSAL OF THE NATIONAL LABOR RELATIONS BOARD**, filed on October 14, 2016, by counsel for the NLRB in 2297.

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2. **AGREEMENT WITH NATIONAL LABOR RELATIONS BOARD'S PROPOSED BRIEFING SCHEDULE**, filed on October 14, 2016, by counsel for the committee in 2297.
3. **JOINT MOTION OF HOBBY LOBBY STORES, INC. AND THE COMMITTEE TO PRESERVE THE RELIGIOUS RIGHT TO ORGANIZE TO HOLD CASE IN ABEYANCE OR, IN THE ALTERNATIVE, TO SET BRIEFING SCHEDULE**, filed on October 14, 2016, by counsel for the hobby and committee in 2297.
4. **OPPOSITION OF THE NATIONAL LABOR RELATIONS BOARD TO THE JOIN MOTION TO HOLD CASE IN ABEYANCE**, filed on October 27, 2016, by counsel for the NLRB in 2297.

**IT IS ORDERED** that the joint motion of Hobby Lobby Stores, Inc. and the Committee to Preserve the Religious Right to Organize to hold case in abeyance or, in the alternative, to set briefing schedule is **DENIED** to the extent that the motion seeks to stay briefing. The request to set briefing is **GRANTED** to the extent that briefing will proceed as follows:

1. The Committee to Preserve the Religious Right to Organize shall file its brief and appendix in appeal no. 16-2297 on or before December 20, 2016.
2. Hobby Lobby Stores, Inc., shall file its brief and appendix in appeals no. 16-3162 and no. 16-3271 on or before December 20, 2016.
3. The National Labor Relations Board shall file its consolidated brief in appeals no. 16-2297, no. 16-3162, and no. 16-3271 on or before January 19, 2017.
4. Hobby Lobby Stores, Inc., shall file its intervenor's brief in appeals no. 16-2297 on or before February 2, 2017.
5. The Committee to Preserve the Religious Right to Organize shall file its intervenor's brief in appeals no. 16-3162 and no. 16-3271 on or before February 2, 2017.

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6. The Committee to Preserve the Religious Right to Organize shall file its reply brief, if any, in appeal no. 16-2297 on or before February 16, 2017.
7. Hobby Lobby Stores, Inc., shall file its reply brief, if any, in appeals no. 16-3162 and no. 16-3271 on or before February 16, 2017.

Counsel for the parties are encouraged to avoid unnecessary duplication by filing a joint brief or a joint appendix or by adopting parts of a co-party's brief. Duplicative briefing will be stricken and may result in disciplinary sanctions against counsel. See *United States v. Torres*, 170 F.3d 749 (7th Cir. 1999); *United States v. Ashman*, 964 F.2d 596 (7th Cir. 1992).

Important Scheduling Notice !

Notices of hearing for particular appeals are mailed shortly before the date of oral argument. Criminal appeals are scheduled shortly after the filing of the appellant's main brief; civil appeals after the filing of the appellee's brief. If you foresee that you will be unavailable during a period in which your particular appeal might be scheduled, please write the clerk advising him of the time period and the reason for such unavailability. Session data is located at <http://www.ca7.uscourts.gov/cal/calendar.pdf>. Once an appeal is formally scheduled for a certain date, it is very difficult to have the setting changed. See Circuit Rule 34(e).